### SUPREME COURT OF ARIZONA

In the Matter of	) Arizona Supreme Court
	) No. R-07-0031
PETITION TO AMEND RULE 4,	)
UNIFORM RULES OF PROCEDURE FOR	)
COMMISSIONS ON APPELLATE AND	)
TRIAL COURT APPOINTMENTS	)
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	DURE FOR COMMISSIONS ON APPELLATE
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## E AND TRIAL COURT APPOINTMENTS

IT IS ORDERED that Rule 4, Uniform Rules of Procedure for Commissions on Appellate and Trial Court Appointments, be amended in accordance with the attachments hereto, effective January 1, 2009.

DATED this \_\_\_\_ day of September, 2008.

RUTH V. McGREGOR Chief Justice

TO:

Rule 28 Distribution

#### ATTACHMENT\*

# UNIFORM RULES OF PROCEDURE FOR COMMISSIONS ON APPELLATE AND TRIAL COURT APPOINTMENTS

#### RULE 4. COMMISSIONER IMPARTIALITY

- **a.** A Commissioner shall consider each applicant for a judicial office in an impartial, objective manner.
- b. A Commissioner shall disclose to the Commission any relationship with an applicant (business, financial, personal, fiduciary, or attorney-client) or any other possible cause for conflict of interest, bias or prejudice. A Commissioner shall also disclose efforts to recruit an applicant. A Commissioner is disqualified from voting or otherwise participating in the nominating process so long as a member of the Commissioner's immediate family (spouse, child, parent, sibling, or step-relative in any of these relationships) is an applicant under consideration for nomination. A Commissioner is disqualified from voting on the an application by a spouse of the Commissioner's child; a Commissioner's in-law, aunt, uncle, niece, grandparent, grandchild, or first cousin; or by an applicant who currently works in the same company, firm or organization as the Commissioner-of a family member within the third degree-of consanguinity or a present co-worker in the same company or firm as the Commissioner. A Commissioner shall disqualify himself or herself is also disqualified from voting on an any application if voting on that application would present a conflict of interest. At the commencement of any Commission meeting where qualifications of any applicant are to be considered, the Chair shall inquire as to any basis of disqualification or disclosure pursuant to this rule.

c.-d. [No change in text.]

<sup>\*</sup> Changes or additions in text are indicated by <u>underlining</u> and deletions from text are indicated by <del>strikeouts</del>.